

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

DEQUE SYSTEMS INC.,

Plaintiff,

v.

Case No. 1:24-CV-00217-AJT-WEF

**BROWSERSTACK, INC., and
BROWSERSTACK SOFTWARE PVT.
LTD.,**

Defendants.

**PLAINTIFF DEQUE SYSTEMS INC.'S
RULE 26(a)(3) PRETRIAL DISCLOSURES**

Pursuant to Federal Rule of Civil Procedure 26(a)(3) and this Court's Scheduling Order, Plaintiff Deque Systems Inc. ("Deque" or "Plaintiff"), by and through its undersigned counsel, hereby provides its pretrial disclosures.

LIVE TRIAL WITNESSES

Deque has filed its Witness List concurrently with this filing. Deque reserves the right, to the extent permitted by the Federal Rules of Civil Procedure and this Court, to amend its Witness List, to call any witnesses on Defendants' Witness List, and to call any witnesses necessary for impeachment or rebuttal not listed on Deque's Witness List.

TESTIMONY BY DEPOSITION

Other than for impeachment purposes, Deque does not anticipate presenting testimony by deposition. However, if a witness becomes unavailable, Deque reserves the right to present testimony by deposition (*see* Deque's Witness List).

STIPULATION OF UNCONTESTED FACTS

On October 17, 2024, Deque sent to Defendants for consideration a proposed Stipulation of Uncontested Facts in accordance with this Court's Scheduling Order. As of the time of filing, Defendants had not responded to Deque's proposed Stipulation of Uncontested Facts.

EXHIBIT LIST

Deque has filed its Exhibit List concurrently with this filing. Deque reserves the right, to the extent permitted by the Federal Rules of Civil Procedure and this Court, to amend its Exhibit List; to use any documents necessary for purposes of impeachment, rebuttal, or foundation; and to use any exhibits listed on Defendants' Exhibit List.

* * *

Dated: October 17, 2024

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CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of October, 2024, the foregoing Rule 26(a)(3) Pretrial Disclosures were electronically filed with the Clerk of the Court using the Court's CM/ECF system, which shall send notification of electronic filing to the following counsel for Defendants BrowserStack, Inc. and BrowserStack Software Pvt. Ltd.:

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